

Remarks

Claims 163-168 are pending in the Application.

Claims 163-168 stand rejected.

I. NONSTATUTORY DOUBLE PATENTING REJECTION

The Examiner has provisionally rejected Claims 163-168 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 42-62 and 163-169 of copending Application No. 10/032,732. Paper No. 3, at 2. Applicant traverses these rejections. However, to facilitate prosecution of the Application, Applicant hereby responds with the enclosed Terminal Disclaimer to moot these provisional rejections.

Conclusion

As a result of the foregoing, it is asserted by Applicant that the Claims in the Present Application are in a condition for allowance, and respectfully requests an early allowance of such Claims.


Applicant respectfully requests that Applicant's attorney be called at the below listed number if should there be any questions related to this matter.

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

Attorneys for Applicant

By: _____


Ross Spencer Garsson
Reg. No. 38,150

P.O. Box 50784
Dallas, Texas 75201
Phone: 512.370.2870
Fax: 512.370.2850